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4 UNITED STATES DISTRICT COURT
5 DISTRICT OF NEVADA

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7 LYUDMYLA PYANKOVSKA,

Case No. 2:16-cv-02942-JCM-PAL

8 Plaintiff,

ORDER

9 v.

10 SEAN ABID,

(Mot Prot Ord – ECF No. 101)

(Mot Compel – ECF No. 103)

(Mot Amd DPSO – ECF No. 104)

11 Defendant.

12 Before the court is plaintiff Lyudmyla Pyankovska's Renew [sic] Emergency Motion for
13 Protective Order (ECF No. 101) which was filed ex parte, Motion to Compel (ECF No. 103), and
14 Motion to Amend Order Setting Final Discovery Plan and Scheduling Order (ECF No. 104). No
15 oppositions have been filed to the motions, and the time for filing oppositions to the motions has
16 expired.

17 In a prior Order (ECF No. 98) denying plaintiff's sealed ex parte motion for protective
18 order the court advised plaintiff that ex parte motions or requests are filed with the court but not
19 served on opposing parties and are generally not permitted. The Order quoted the provisions of
20 LR IA 7-2 which applies to ex parte communications. The Order also informed the parties 1) of
21 the requirements for filing documents under seal; 2) the standard for obtaining a protective order
22 under Rule 26(b); 3) the presumption of public access to judicial files and records; 4) the
23 requirements of Fed. R. Civ P. 5.2 and LR IA 6-1 governing privacy protection for personal
24 identification information; and 5) the special protection afforded to medical information under the
25 Health Insurance Portability and Accountability Act of 1996 ("HIPAA"). Plaintiff's motion for
26 protective order was denied because she had not met the standard for issuance of a protective order.

27 Despite being advised that ex parte motions are generally not permitted plaintiff has again
28 filed a sealed ex parte renew (sic) motion for protective order, along with a motion to compel and

1 motion to amend the discovery plan and scheduling order. None of these motions contain a
2 certificate of service showing they were served on the defendant.


3 On December 20, 2018 attorney Alex Ghibaudo filed a notice of appearance on behalf of
4 defendant Sean Abid (ECF No 108). Now that the defendant has retained counsel **plaintiff must**
5 **communicate with defense counsel and serve defense counsel with all future pleadings and**
6 **papers filed in this case.**

7 Having reviewed and considered the matter,

8 **IT IS ORDERED** that:

- 9 1. The Clerk of Court shall serve counsel for defendant with he Renewed Emergency
10 Motion for Protective Order (ECF 101); the Motion to Compel (ECF No. 103); and
11 the Motion to Amend Order Setting Final Discovery Plan and Scheduling Order (ECF
12 No. 104);
- 13 2. Defendant shall have until **January 22, 2019** to file a response to the motions;
- 14 3. Plaintiff shall have until **January 29, 2019** to file replies;
- 15 4. A hearing on the motions is set for **February 5, 2019 at 3:00 p.m.**;
- 16 5. Plaintiff shall serve counsel for defendant with all further pleadings and papers in this
17 case.

18 DATED this 8th day of January 2019.

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21 PEGGY A. LEEN
22 UNITED STATES MAGISTRATE JUDGE
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